

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department – Mahabubnagar District – Kalgatla Village – Manopad Mandal - Acquisition of land for an extent of Ac.4.65 Cents in Sy.No.242, 243/C for provision of house sites to the weaker section people – Payment of Rs.1,11,788/- towards decretal charges in A.S.No.1966/95 against OP.No.194/86 – Permission accorded - Orders Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No.670

Dated:- 25.09.2008.

Read the following:-

1. From the District Collector, Mahabubnagar, No.G2/59/2002, dated.31.01.2005.
2. From the Commissioner of Social Welfare, A.P., Hyderabad, Lr.Rc.No.LA2/2204/2004, dated.19.07.2005.

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O R D E R:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Mahabubnagar, in his letter 1st read above, has requested the Government to release of an amount of Rs.1,11,788/- (Rupees one lakh eleven thousand seven hundred and eighty eight only) towards decretal charges in A.S.No.1966/95 against OP.No.194/86 to comply with Court orders.

2. The Land Acquisition Officer, Manopad, has acquired the land for an extent of Ac.4.65 Cents in Sy.No.242, 243/C situated within the limits of, Manopad Mandal, Kalgatla Village, of Mahabubnagar District for provision house sites to weaker sections. The LAO fixed the market value as Rs.3,200/- per acre vide his Award Proceedings.No.1/85, dated.16.12.1985. Under section 18 of the L.A. Act, the Lower Court has enhanced the compensation from Rs.3,200/- per acre to Rs.15,000/- per acre in its judgment dated.15.03.1995 in OP.No.194/86. Challenging the judgment of the Sub-Court, the LAO preferred appeal in the Hon'ble High Court and the Hon'ble High Court in its orders in CMP.No.18776/95, dated.08.12.1995 has order to deposit half of enhanced decretal charges within 10 weeks. Pursuant of the interim orders of the Hon'ble High Court an amount of Rs.88,372/- had been deposited in the Sub Court, Gadwal. The Hon'ble High Court while pronouncing final orders in its judgment dated.16.10.1998 in A.S.No.1966/95 has dismissed the appeal and confirmed the rate fixed by the Lower Court.

3. The Government Pleader, has opined that this case is not fit case for appeal in the Hon'ble Supreme Court. However the LAO/ Mandal Revenue Officer, Manopad, has filed Special Leave Petition No.3951/2003 against the orders of the Hon'ble High Court in A.S.No.1966/95 of OP.No.194/86 in the Supreme Court of India. After hearing the counsel, the Hon'ble Supreme Court of India in its order dated.02.05.2003 in SLP.No.3951/2003 has dismissed the SLP on grounds of delay as well as merits.

4. Government, after careful examination of the above proposal, and in consultation with Law and Finance Departments, hereby accord sanction for an amount of **Rs.1,11,788/- (Rupees one lakh eleven thousand seven hundred and eighty eight only)** towards decretal charges in A.S.No.1966/95 against OP.No.194/86 to comply with Court orders, for the lands acquired for providing house sites to the weaker section people of Mahabubnagar District.

5. The expenditure sanctioned in para **(4)** above shall be debited to "2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites to weaker sections in Rural Areas under Indiramma Programme - 310/312 – other Grant-in-aid" from the available provision during Budget Expenditure 2008-09

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6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Mahabubnagar, to comply with the Court orders.

7. The District Collector, Mahabubnagar, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.21658/342/A1/Exp.SW/2008, dt.6.9.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner of Social Welfare, A.P., Hyderabad.
The District Collector, Mahabubnagar,

The Director of Treasuries & Accounts, A.P. Hyderabad.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyderabad.
The Dist. Treasury Office, Mahabubnagar.
Copy to:

Finance (Exp.SW/BG) Department.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER